

### **REMARKS**

Claims 1 and 3-21 are pending in the application.

The Examiner rejects claims 1 and 3-20 in view of Brooks and McMahon.

As previously described, Brooks has no disclosure of a visual system. The omission of any reference to a visual system is conspicuous in its absence. The presently claimed invention is directed toward a visual recognition system. The Brooks reference is not a proper reference. There would be no motivation to lift elements from a non-visual system such as Brooks to combine them with elements of a visual system.

McMahon is a device for providing real-time display of fingerprint impressions to facilitate corrective action, for example to prompt the generation of a new print if the original print is unsatisfactory. See col. 3 lines 43-58 of McMahon. This reference requires direct contact of the finger with an input window surface of the prism in order to create a print on the window surface. See col. 4 lines 5-12, 63-68 of McMahon. A life sized image of the fingerprint, not the actual finger, is produced for real-time observation by a fingerprint device operator, so that a decision may be made by the operator as to whether the print is adequate or whether another is needed. See col. 4 lines 20-27, 31-33 of McMahon.

Fujimoto discloses a scanner having a specific fixed focal length. It discloses scanning a fixed finger once the finger has been fully inserted into the device, and requires the finger to be located at a fixed predetermined reading location. It has no disclosure of scanning a moving finger.

The claimed subject matter has been amended to further distinguish over the cited art.

### **CONCLUSION**

Applicant asserts that all of the objections have been obviated, and now respectfully requests withdrawal of those objections and an allowance of this application.

**PETITION FOR AN EXTENSION OF THE TERM**

Applicant respectfully requests an extension of the normal term for reply to the Office action dated 27 July 2006 for three-months from 27 October 2006 to 27 January 2007. Submitted herewith is a check for \$510 to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to deposit account no 04-2219 referencing our docket number 13011.

Respectfully submitted,



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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Alexandria, VA 22313-1450, on 29 January 2007.



Keith Orum